RUTAN & TUCKER, LLP

RECEIVED
CENTRAL FAX CENTER

Attorneys at Law 611 Anton Boulevard, 14th Floor Costa Mesa California 92626-1931

OCT 12 2006

Mailing Address: Post Office Box 1950, Costa Mesa, California 92628-1950

Telephone: 714.641.5100

Facsimile 714.546.9035

FACSIMILE TRANSMISSION

DATE:

OCTOBER 12, 2006

TO: Hard Copy to Follow via 1		Copy to Follow via Mail:	NO
NAME	FAX No.	PHONE NO.	
USPTO Mail Stop: RCE	571-273-8300		
Group Unit: 3735	371 273 0300		

FROM:

Jacquelyn Campbell - 2279

RE:

U.S. Patent Application No. 09/854311

Opto-Thermal Material Modification

Joseph Neev

CLIENT/MATTER NO.: 101499.0001US1 NUMBER OF PAGES, INCLUDING COVER: 13

MESSAGE:

Please see the attached Request for Continued Examination and Amendment. Thank you.

THE INFORMATION CONTAINED IN THIS FAUSIMILE MESSAGE IS INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AGENT RESPONSIBLE TO DELIVER THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

It there are problems receiving this Fax Transmitted please call 714 641 5100, Ext. 1235.

2279/101499.0001US1-

Please acknowledge receipt of the following by affixing hereon the Official date stamp and returning this card to our office

Response to Office Action

Title inventor

Filing Date.

Serial Number:

Мапег Туре. Date of Deposit

Matter #: Express Mail No.

Enclosures:

Opto-Thermal Material Modification

Neev - Joseph Neev 10 May 2001

09/854311

Patent - US 19 May 2006 101499 0001USI EV685252318US

(A) Transmittal (2 pages); (B) Amendment (7 pages); (C) Statement for Substitute Specification (2 pages), (D) Clean Substitute Specification (72 pages), (E) Marked version (133

MAY 1 9 7006

pages); (F) postcard.



RECEIVED CENTRAL FAX CENTER

OCT 12 2008

ctitioner's Docket No. 101499.0001US1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Joseph Neev

Application No.: 09/854,311

Filed: 05/10/2001

For OPTO-THERMAL MATERIAL MODIFICATION

Group No.: 3735

Examiner: David M. Shay

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

STATEMENT THAT SUBSTITUTE SPECIFICATION CONTAINS NO NEW MATTER (37 C.F.R. § 1.125)

1. Identification of person making this statement

Robert D. Fish Rutan & Tucker, LLP 611 Anton Blvd, Suite 1400 · Costa Mesa, CA 92626 US

The person making this statement is the attorney in this application, Registration Number 33880.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory; Express Mud certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being-

MAILING

C deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22113-1450

37 C.F.R. § 1.8(4)

G with sufficient postage as first class mail.

37 C.F.R. § 1.10*

(as "Express Mull Post Office to Addresser"
Mulling Label No. EV685252318US (mandatory)

TRANSMISSION

Guasande transmitted to the Patent and Trademark Office, (571) 273 - 8300

(type or print name of person certifying)

" Unly the dute of filing (* 16) will be the dute used in a patent term adjustment culculation, although the date on any certificate of mailing of mails mussion under 1 1 8 countages to be taken into account in determining infections. See 1 1703(f). Consider "Express Mail Post Office to Addresses: (* 1 10) or feesimale transmission (* 1 6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment Culculutions

Statement that Substitute Specification Compins No New Matter-page 1 of 2

2. Statement

I hereby state that the accompanying substitute specification contains no new matter over that contained in the above-identified application originally filed

I further state that the changes made are the same as indicated in the inter-lineated original specification also accompanying this declaration.

Signature of person making statement